

Case Name/No. Li 3  
Attorney Docket No.: LUTZ 2 00435

AMENDMENT TRANSMITTAL LETTER

Ser. No.: 09/848,127	Filed: May 3, 2001	Examiner: Jeffrey R. Swearingen
Art Unit: 2145	Title: NEAR OPTIMAL FAIRNESS BACK OFF METHODS AND SYSTEM	

To the Commissioner for Patents:

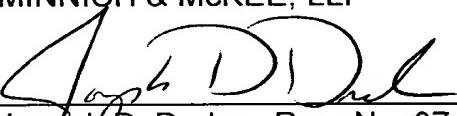
Transmitted herewith is an *Amendment* in the above-identified application. The fee has been calculated as shown below.

CLAIMS AS AMENDED						
	Claims remaining after amendment		Highest Number Previously Paid For	No. of Extra Claims Present	Rate	Additional Rate
Total Claims	17	Minus	20	0	X \$50	\$0.00
Indep. Claims	3	Minus	3	0	X \$200	\$0.00
				TOTAL	=	\$0.00
<input checked="" type="checkbox"/>	No additional fee is believed due however, if this is not the case, the Commissioner is hereby authorized to charge any and all fees to Deposit Account No. 06-0308.					
<input type="checkbox"/>	Payment for the filing of this Amendment and any appropriate extension of time fees are authorized to be charged to a Credit Card. The appropriate form PTO-2038 is enclosed for this purpose. If the Credit Card is unable to be charged, please charge any and all fees or credit any overpayment to Deposit Account No. 06-0308.					
<input type="checkbox"/>	Applicant(s) hereby petition the Commissioner under 37 C.F.R. § 1.136(a) and request a month extension of time to respond to the outstanding Office Action.					

Respectfully submitted,

FAY, SHARPE, FAGAN,  
MINNICH & McKEE, LLP

April 26, 2006  
Date

  
Joseph D. Dreher, Reg. No. 37,123  
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1100 Superior Avenue, Seventh Floor  
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216-861-5582

CERTIFICATE OF MAILING

I certify that this Amendment Transmittal Letter and accompanying documents are being

deposited with the United States Postal Service as First Class mail under 37 C.F.R. § 1.8, addressed to: MAIL STOP AMENDMENT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.

transmitted via facsimile under 37 C.F.R. § 1.8 on the date indicated below

deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated below and is addressed to: MAIL STOP AMENDMENT, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Express Mail Label No.:	Signature
	
Date	Printed Name
<u>April 26, 2006</u>	Iris E. Weber



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S) : Li  
TITLE : NEAR OPTIMAL FAIRNESS BACK OFF METHODS AND SYSTEM  
APPLICATION NO. : 09/848,127  
FILED : May 3, 2001  
CONFIRMATION NO. : 6536  
EXAMINER : Jeffrey R. Swearingen  
ART UNIT : 2145  
LAST OFFICE ACTION : April 3, 2006  
ATTORNEY DOCKET NO. : LUTZ 2 00435  
Case Name/No. Li 3

RESPONSE TO SECOND OFFICE ACTION AFTER RCE

MAIL STOP AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Responsive to the Office Action mailed April 3, 2006, regarding the above-referenced patent application, the Applicant respectfully requests amendment, reexamination and reconsideration of the application.

**Amendments to the Specification** begin on page 2 of this paper.

**Remarks/Arguments** begin on page 3 of this paper.